P.R. No. S29107 (3)
Presented by Shri R.K. Jaiswal
Dated 16/11/07

CF1002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (s) No. 4189/2007

PETITIONER : Hemant kumar Choure S/o Shri Jeevan Singh Choure Aged about 47 years. Post – Assistant – Teacher Govt. Primary School Badara Tola, Blok- Chhuria District Rajnandgaon (C.G.)

VERSUS

RESPONDENTS : 1: State of Chhattisgarh Through Secretary Department of Education Mantralaya, D.K.S. Bhawan, Raipur (C.G.)

2: District Education Officer, Chhuria, District Rajnandgaon (C.G.)

3: Block Education Officer Block – Chhuria District – Rajnandgaon (C.G.)

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WRIT PETITION U/A 226/277 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRITS IN THE NATURE OF MANDAMUS AND CERTIORARI AND FOR OTHER SUITABLE WRITS AND DIRECTIONS

The above named petitioner most humbly and respectfully begs to submit as under:-

(26)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) No. 489 OF 2007

Petitioner : Hemant kumar Choure

versus

Respondents : State of Chhattisgarh and others

And

WRIT PETITION (S.) No. 490 OF 2007

Petitioner : Ramhau Ram Chandravanshi

versus

Respondents : State of Chhattisgarh and others

Present : Mrs. Ranjana Jaiswal, counsel for the petitioner(s).

Mr. Arvind Dubey, Panel lawyer for the respondents/State.

O R D E R

(Passed on this 25th Day of January, 2007)

Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the facts and question of law involved in the present batch of writ petitions are squarely covered by the decision of this Court in the case of ***Yashwant Kumar Bharadwaj*** vs. ***Municipal Corporation, Durg and another***[1] .

2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma*** vs. ***The State Govt. of Chhattisgarh and another***) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as

Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another*) (Supra).

3. For the aforementioned reasons, the writ petitions are disposed of in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra), subject to verification of the fact as to whether the petitioners have acquired B.T.I./D.Ed. Certificates at their own expenses as per the circulars dated 24-12-1998 and 1-3-1999 and further whether they have been paid two advance increments or not. No order as to costs.

4. A copy of this order be placed on the record of the connected writ petitions.

Sd/-
Satish K. Agnihotri
Judge

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1 2006 (II) MPJR-CG 96

Subhash